

1-1 By: Strama, et al. (Senate Sponsor - Watson) H.B. No. 742
 1-2 (In the Senate - Received from the House May 10, 2013;
 1-3 May 14, 2013, read first time and referred to Committee on
 1-4 Education; May 17, 2013, reported adversely, with favorable
 1-5 Committee Substitute by the following vote: Yeas 6, Nays 1;
 1-6 May 17, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11		X		
1-12	X			
1-13			X	
1-14	X			
1-15			X	
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 742 By: Seliger

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to a grant program for certain school districts to provide
 1-22 summer instruction primarily for students who are educationally
 1-23 disadvantaged and summer teaching opportunities for
 1-24 high-performing, new, and student teachers.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Subchapter C, Chapter 29, Education Code, is
 1-27 amended by adding Section 29.091 to read as follows:

1-28 Sec. 29.091. GRANT PROGRAM FOR DISTRICTS THAT HAVE HIGH
 1-29 ENROLLMENT OF EDUCATIONALLY DISADVANTAGED STUDENTS AND THAT
 1-30 PROVIDE SUMMER INSTRUCTION. (a) In this section:

1-31 (1) "New teacher" means a teacher who:

1-32 (A) will be teaching for the first time during
 1-33 the next school year; or

1-34 (B) first began teaching:

1-35 (i) during the preceding two years; or

1-36 (ii) in the school district in which the
 1-37 teacher is currently employed during the preceding year.

1-38 (2) "Program" means the grant program for school
 1-39 districts to provide summer instruction primarily for students who
 1-40 are educationally disadvantaged, as established under this
 1-41 section.

1-42 (b) The commissioner shall establish and administer a
 1-43 competitive program to provide grants to not more than 10 school
 1-44 districts to use in providing instructional programs to students in
 1-45 prekindergarten through eighth grade during the period in which
 1-46 school is recessed for the summer. The program shall be designed to:

1-47 (1) encourage participation in the program by a
 1-48 district's most educationally disadvantaged students;

1-49 (2) close the academic achievement gap between
 1-50 students who are educationally disadvantaged and students who are
 1-51 not educationally disadvantaged;

1-52 (3) ensure that during the period in which school is
 1-53 recessed for the summer, students participating in the program
 1-54 retain knowledge and skills learned during the school year and
 1-55 continue learning;

1-56 (4) provide apprenticeship, mentorship, and other
 1-57 professional development opportunities for new teachers and
 1-58 student teachers; and

1-59 (5) add to the compensation of a district's highest
 1-60 performing teachers by providing those teachers with summer

2-1 employment teaching students, new teachers, and student teachers.

2-2 (c) To be eligible to participate in the program, a school
 2-3 district must:

2-4 (1) have an enrollment of students who are
 2-5 educationally disadvantaged that is greater than 50 percent of
 2-6 total district enrollment;

2-7 (2) apply to the commissioner in the manner and within
 2-8 the time prescribed by commissioner rule; and

2-9 (3) provide as part of the application materials a
 2-10 plan that is designed to achieve the purposes described by
 2-11 Subsections (b)(1) through (5).

2-12 (d) In selecting from among eligible school districts to
 2-13 participate in the program, the commissioner shall select those
 2-14 districts that provide plans under Subsection (c)(3) that are the
 2-15 most innovative and represent a variety of approaches so that the
 2-16 effectiveness of various plans can be compared and evaluated.

2-17 (e) A grant awarded under this section may be funded only
 2-18 with money appropriated for the program and any gifts, grants, or
 2-19 donations made to the agency that may be used for and that the
 2-20 commissioner applies to funding the program. The commissioner, in
 2-21 accordance with commissioner rule and based on the amount available
 2-22 for the program, shall determine the amount of each grant awarded
 2-23 under this section. A school district awarded a grant under this
 2-24 section may use the grant only for implementing and administering a
 2-25 plan as described by Subsection (c)(3), including providing
 2-26 compensation to teachers in accordance with Subsection (b)(5) and
 2-27 commissioner rule.

2-28 (f) Each school district participating in the program
 2-29 shall, in the manner and within the time prescribed by commissioner
 2-30 rule, provide to the agency an annual written report that includes:

2-31 (1) a detailed description of the district's plan, as
 2-32 implemented;

2-33 (2) the number and grade levels of participating
 2-34 students;

2-35 (3) demographic information for participating
 2-36 students, including the percentage of students of each applicable
 2-37 race and ethnicity, the percentage of educationally disadvantaged
 2-38 students, the percentage of students of limited English proficiency
 2-39 as defined by Section 29.052, the percentage of students enrolled
 2-40 in a school district special education program under Subchapter A,
 2-41 and the percentage of students enrolled in a district bilingual
 2-42 education program under Subchapter B;

2-43 (4) school attendance rates for participating
 2-44 students, before, during, and after program participation, as
 2-45 applicable;

2-46 (5) specific information that demonstrates whether
 2-47 the purposes described by Subsections (b)(2) and (3) have been
 2-48 achieved, including the results of assessment instruments
 2-49 administered under Section 39.023 for participating students,
 2-50 before, during, and after program participation, as applicable;

2-51 (6) aggregate results of assessment instruments
 2-52 administered under Section 39.023 for students of participating
 2-53 classroom teachers, new teachers, and student teachers, before,
 2-54 during, and after program participation by the students, as
 2-55 applicable;

2-56 (7) information regarding the manner in which teachers
 2-57 are selected for participation in the program and the manner in
 2-58 which teachers are compensated for their participation;

2-59 (8) statistical information for participating
 2-60 classroom teachers, new teachers, and student teachers, including
 2-61 the number of years employed in the teaching profession, the number
 2-62 of years teaching in the district in which the program is provided,
 2-63 the category and class of educator certification held, the highest
 2-64 level of academic degree earned, race, ethnicity, and gender;

2-65 (9) information regarding whether:

2-66 (A) the program is provided on a full-day or
 2-67 half-day basis;

2-68 (B) the program is voluntary or mandatory for
 2-69 educationally disadvantaged students;

3-1 (C) the district has partnered with an outside
3-2 provider to provide any supplemental service;

3-3 (D) the district provides transportation to
3-4 participating students; and

3-5 (E) the district offers the program to students
3-6 who are not educationally disadvantaged and, if so, under what
3-7 circumstances;

3-8 (10) information on retention in the teaching
3-9 profession of the participating teachers, including new teachers
3-10 and student teachers; and

3-11 (11) any other information required by commissioner
3-12 rule.

3-13 (g) The agency shall contract with an experienced and
3-14 recognized third-party program evaluator to determine and prepare a
3-15 report regarding the effectiveness of the program. The evaluator's
3-16 report must include the evaluator's best effort to project the cost
3-17 and academic effects of implementing the best practices of the
3-18 program in school districts throughout this state and must describe
3-19 the effectiveness of the program in:

3-20 (1) improving academic performance among
3-21 participating students;

3-22 (2) improving the professional development and
3-23 performance of new teachers; and

3-24 (3) rewarding and retaining the highest performing
3-25 teachers.

3-26 (h) Not later than November 1 of each even-numbered year,
3-27 the agency shall submit to each member of the legislature a report
3-28 specifically describing the results of the program. The report may
3-29 be in the form of a summary of the information required under
3-30 Subsections (f) and (g).

3-31 (i) The commissioner shall adopt rules as necessary to
3-32 administer this section.

3-33 SECTION 2. The commissioner of education shall establish
3-34 the grant program under Section 29.091, Education Code, as added by
3-35 this Act, beginning with the 2013-2014 school year.

3-36 SECTION 3. This Act takes effect immediately if it receives
3-37 a vote of two-thirds of all the members elected to each house, as
3-38 provided by Section 39, Article III, Texas Constitution. If this
3-39 Act does not receive the vote necessary for immediate effect, this
3-40 Act takes effect September 1, 2013.

3-41 * * * * *